

GP- 1641

#22
MB
03/20/00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ASSISTANT COMMISSIONER FOR PATENTS
BOX CPA
Washington, D.C. 20231

Prior Application:

Art Unit: 1641

Examiner: V. Portner

Attorney's Docket Number: 4995.0023-00000



FEB 9 2000

TECH CENTER 1600/2900

SIR: This is a request for filing a Continued Prosecution Application as at:

- Continuation or Divisional application under 37 C.F.R. § 1.53(d) of pending prior nonprovisional application Serial No. 08/837,459 filed April 18, 1997 for Histidine-tagged Intimin and Methods of Using Intimin to Stimulate an Immune Response and as an Antigen Carrier with Targeting Capability

by the following named inventor(s):

1. Marian L. McKee
2. Alison D. O'Brien
3. Marian R. Wachtel

The above-identified prior application in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

1. Enter the amendment previously filed on _____ under 37 C.F.R. § 1.116 but unentered, in the prior application.

Adjustment date: 0
02/07/2000 SJUANG1
02-FU-131

1/19/2001 DUILSON
2900006 837459 A Preliminary Amendment is enclosed.
-690.00 DP

3. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. 1.53 (d)(4).

- a. **DELETE** the following inventor(s) named in the prior nonprovisional application:

02/07/2000 SLUANG1

02 FC:131

LAW OFFICES
FINNEMAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N. W.
WASHINGTON, D. C. 20005
202-408-4000

05/12/2001 PYTLSDN 0008001200
Name/Number:08837459 \$780.00 CR

FEB 9 2000

TECH CENTER 1600/2900

FEB 04 2000

PATENT & TRADEMARK OFFICE

- b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

Number Filed			Extra	Rate	Basic Filing Fee \$690.00
Total	9	- 20	0	X 18	\$ 0.00
Independent	3	- 3	0	X 78	\$ 0.00
First Presentation of Multiple Dep. Claim(s)			X260	\$	0.00
		Subtotal		\$	0.00
Reduction in ½ if small entity				-	
		Total		\$	690.00

5. A check in the amount of \$ 1560.00 to cover the filing fee and extension of time fee is enclosed.
6. The Commissioner is hereby authorized to charge any fees including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account No. 06-0916.
7. A verified statement claiming small entity status
 is enclosed or is on file in the prior application.
8. Priority of applications Serial Nos. 60/015,657 and 60/015,936 filed on April 19, 1996 and April 22, 1996 in the United States is claimed under 35 U.S.C. § 119. A certified copy
 is enclosed or is on file in the prior application.
9. The prior application is assigned of record to: The Henry Jackson Foundation for the Advancement of Military Medicine
10. The power of attorney in the prior application is to at least one of the following: FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D.

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, DC 20005
202-408-4000

FEB 04 2000

P E
FEB 04 2000
U.S. PATENT & TRADEMARK OFFICE
Voight, Reg. No. 23,020; Laurence B. Hefter, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilley, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Roger D. Taylor, Reg. No. 28,992; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Dirk D. Thomas, Reg. No. 32,600; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chanho Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; and Linda A. Wadler, Reg. No. 33,218.

11. Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT and DUNNER, L.L.P., 1300 I Street, N.W., Washington, D.C. 20005-3315.
12. Recognize as associate attorney/agent

Allen R. Jensen, Reg. No. 28,224
Laural S. Boone, Reg. No. 43,505
13. Also enclosed is Petition for Three-Month Extension of Time and the requisite fee.

PETITION FOR EXTENSION. If any extension of time is necessary for the filing of this application, including any extension in the parent application, serial no. 08/837,459 filed April 18, 1997, for the purpose of maintaining copendency between the parent application and this application, and such extension has not otherwise been requested, such an extension is hereby requested, and the Commissioner is authorized to charge necessary fees for such an extension to our Deposit Account No. 06-0916. A duplicate copy of this paper is enclosed for use in charging the deposit account.

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, D.C. 20005
202-408-4000

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that any member of the public, who is entitled under the provisions of § 1.14 to access to, copies of, or information concerning either the prior application or any continuing application filed under the provisions of 37 C.F.R. § 1.53(d), may be given similar access to, copies of, or similar information concerning the other application or applications in the file jacket.



FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

By:



Laural S. Boone

Reg. No. 43,505

Date: February 4, 2000

LAW OFFICES

FINNEGAN, HENDERSON,
FARABOW, GARRETT,
& DUNNER, L.L.P.
1300 I STREET, N.W.
WASHINGTON, D.C. 20005
202-408-4000